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11 Attorneys for Defendant
GOOGLE INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 ORACLE AMERICA, INC.,
16 Plaintiffs,
17 v.
18 GOOGLE INC.,
19 Defendant.
20

Case No. 3:10-cv-03561 WHA

**DECLARATION OF SUSAN A. KIM IN
SUPPORT OF GOOGLE'S
ADMINISTRATIVE MOTION TO SEAL
PORTIONS OF GOOGLE'S RESPONSE
TO ORACLE'S MIL #6 REGARDING
RULE 706 EXPERT, PROFESSOR JAMES
KEARL**

21 Dept. Courtroom 8, 19th Fl.
22 Judge: Hon. William Alsup

1 I, SUSAN A. KIM, declare as follows:

2 1. I am an attorney employed by Google Inc. ("Google"), where I have served as
3 senior litigation counsel for the last four years. My job responsibilities include, but are not
4 limited to, supervising our outside counsel in connection with litigation matters (such as this one),
5 as well as familiarizing myself with the areas of Google's businesses and documentation
6 concerning those businesses as they related to litigation matters under my supervision. I submit
7 this declaration in support of Google's Administrative Motion to Seal Portions of Google's
8 Response to Oracle's Motion in Limine #6 Regarding Rule 706 Expert, Professor James Kearl. I
9 have knowledge of the facts set forth herein, and if called upon as a witness, I could testify to
10 them competently under oath.

11 2. I have reviewed Google's Response to Oracle's Motion in Limine #6. The
12 following portions of Google's Response to Oracle's Motion in Limine #6 contain Google's
13 extremely confidential and commercially sensitive Android-related financial information:

- 14 • p. 1, line 4: the dollar amount after the word "roughly" reflecting revenue and
15 financial information which are not public.
- 16 • p. 2, line 2: the dollar amount after the number (2) reflecting revenue and financial
17 information which are not public.
- 18 • p. 2, line 3: the dollar amount after the number (3) reflecting revenue and financial
19 information which are not public.
- 20 • p. 3, line 27: the dollar amount after the words "more than" reflecting revenue and
21 financial information which are not public.

22 3. Google does not publicly allocate revenue or profits to Android separate and apart
23 from Google's general business. Accordingly, Google considers the non-public financial data
24 identified above to be highly sensitive, and public disclosure of that information could have
25 significant negative effects on Google's business. Google only seeks to seal the specific numbers
26 contained in the above listed passages

27 I declare under penalty of perjury under the laws of the State of California that the
28 foregoing is true and correct to the best of my knowledge.

Executed this 8th day of April, 2016 at San Francisco, California.

By: 

SUSAN A. KIM